

## **REMARKS**

This application has been reviewed in light of the Office Action dated April 7, 2004. Claims 1-25 are pending in the application. No new matter has been added. The Examiner's reconsideration of the rejections in view of the following remarks is respectfully requested.

By the Office Action, claims 1-8, 10-17 and 19-24 stand rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,308,062 to Chien et al. (hereinafter "Chien") and U.S. Patent No. 5,191,593 to McDonald et al. (hereinafter "McDonald") in view of European Patent Application No. EO 593 118 A2 to Steffenson et al. (hereinafter "Steffenson"). Claims 9, 18 and 25 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Chien and McDonald in view of U.S. Patent No. 6,198,925 to Lee et al. (hereinafter Lee). The rejections are respectfully traversed.

The Applicant respectfully asserts that none of the cited references teach or suggest "the external computer being/is responsive to system conditions such that a system setting is automatically changed by the external computer based on the system conditions", as recited in independent Claims 1, 10, and 19.

Accordingly, the Applicant agrees with the Examiner that Chien and McDonald do **NOT** disclose a method wherein based on the system condition a system setting is automatically changed by the external computer.

However, the Applicant disagrees that Steffenson discloses this limitation. The Examiner has cited column 2, lines 4-22 of Steffenson as disclosing the limitation.

Rather, column 2, lines 4-22 of Steffenson discloses (1) input terminals on the housing of a cordless telephone by which time management information in a storage means can

be updated by an external source; (2) a battery charging apparatus having a casing that, in turn, has a receptacle for receiving the cordless telephone and for updating time management information in the storage means when the phone is inserted into the receptacle; (3) “[b]y means of the present invention a user can update the means for storing the time management information and change different user programmable options by the use of a personal computer connected to the cordless telephone.”

Applicant respectfully asserts that Steffenson does NOT teach or suggest changing a system setting. Initially, it is to be noted that Steffenson is directed to an apparatus for storing time management information in a cordless telephone (Steffenson, Title). As an example of time management information, Steffenson discloses “diary information” (Steffenson, Abstract, and col. 1, lines 1-4) and telephone numbers (Abstract). Webster’s Dictionary defines the term “diary” as “a daily written record, esp. of the writer’s own experiences, thoughts, etc.” (Webster’s New World Dictionary of the American Language, Second College Edition, William Collins + World Publishing, 1974, p.390, a copy of which is attached hereto). Thus, time management information, disclosed in Steffenson to include diary information and telephone numbers, does NOT correspond to a “system setting” as recited in the above-identified limitation of Claim 1, 10, and 19. For example, the time management information is itself managed by a system, thus updating (or even changing) the information (e.g., a telephone number of diary entry) managed by a system is not the same as changing a setting of the system itself.

Moreover, Steffenson does not disclose that the external computer is responsive to system conditions such that a system setting is automatically changed by the external computer based on the system conditions. Rather, as noted above, Steffenson updates time management information in the storage means of the cordless telephone. However, there is NO disclosure in

Steffenson that the updating of the time management information is automatically performed when the cordless telephone is in the charger, only that updating is carried out when the cordless telephone is in the charger. However, this is further clarified in the cited section Steffenson, which discloses that “[b]y means of the present invention a user can update the means for storing the time management information and change different user programmable options by the use of a personal computer connected to the cordless telephone” (Steffenson, col. 2, lines 17-22). Moreover, regarding user programmable options (3), such options are not mentioned further in Steffenson and, thus, are not described as system settings. Further, the user programmable options (3) can only be changed by the user himself actively changing the option (Steffenson, col. 2, lines 17-22) and not automatically based on system conditions as essentially recited in Claims 1, 10, and 19. Thus, Steffenson does not teach or even remotely suggest the above-identified limitation of Claims 1, 10, and 19.

“To establish prima facie obviousness of a claimed invention, all the claim limitations must be taught or suggested by the prior art” (MPEP §2143.03, citing *In re Royka*, 490 F.2d 981, 180 USPQ 580 (CCPA 1974)). In the instant application, none of the cited references, either taken singly or in any combination, teach or suggest all of the limitations of Claim 1, 10, and 19. Accordingly, Claims 1, 10, and 19 are patentably distinct and non-obvious over the cited references for at least the reasons set forth above.

“If an independent claim is nonobvious under 35 U.S.C. 103, then any claim depending therefrom is nonobvious” (MPEP §2143.03, citing *In re Fine*, 837 F.2d 1071, 5 USPQ2d 1596 (Fed. Cir. 1988)). Claims 2-9, 11-18, and 20-25 depend from Claims 1, 10, and 10, respectively and, thus, include all the limitations of Claims 1, 10, and 19, respectively. Accordingly, Claims 2-9, 11-18, and 20-25 are patentably distinct and non-obvious over the cited

references for at least the reasons set forth above with respect to Claims 1, 10, and 19, respectively. Reconsideration of the rejections is respectfully requested.

In view of the foregoing amendments and remarks, it is respectfully submitted that all the claims now pending in the application are in condition for allowance. Early and favorable reconsideration of the case is respectfully requested.

It is believed that no additional fees or charges are currently due. However, in the event that any additional fees or charges are required at this time in connection with the application, they may be charged to applicant's representatives Deposit Account No. 07-0832.

Respectfully submitted,

By.

  
Joseph J. Kolodka  
Registration No. 39731

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Mailing Address:  
Thomson Licensing Inc.  
P.O. Box 5312  
Princeton, NJ 08543